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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.6353 OF 2007
IN
FIRST APPEAL (ST.) NO.28219 OF 2007

Sanjay Sadashiv Desai ...Applicant
V/s.
Sharad Balwant Potnis & Anr. ...Respondents

Mr.D.M. Gupte, Advocate, for the Applicant.

CORAM : ABHAY S. OKA, J.

DATE : 10TH JANUARY, 2008.

P.C.:

1. Rule, returnable on 7th March, 2008.

2. In addition to service of notice through Court, the applicant shall serve a private notice by Registered Post A.D. and/or by courier service and/or by hand delivery and shall file affidavit of service before the returnable date. If compliance is not made, the application shall stand dismissed for non-prosecution without further reference to the Court.

3. There will be ad-interim relief in terms of prayer clause (e) subject to condition of the

applicant depositing a sum of Rs.40,000/- with the Tribunal on or before 29th February, 2008. If the amount is not deposited within the stipulated period, ad-interim stay will stand vacated without further reference to the Court.

[ABHAY S. OKA, J.]